

REMARKS

The Office communication indicates that the Response to Restriction filed January 28, 2010 was not entered. The communication states that the response was not entered because it did not comply with the sequence rules.

Applicants appreciate the time and consideration provided by Examiner Monshipouri to Applicants' representative during the May 20, 2010 telephone conference. During the conference, the parties discussed the Response to Restriction as well as the requirements for fully complying with the sequence rules.

The Office communication states that the response filed on January 28, 2010 is not fully responsive because claims 54-55 do not provide an amino acid sequence identifier and therefore cannot be searched. During the telephone conference, Applicants' representative pointed out that claims 54-55 are non-elected claims and have been withdrawn from consideration. Thus, these claims do not have to be searched in order for prosecution on the merits to proceed.

Examiner Monshipouri acknowledged our position and requested that we file a response to the Office communication and request entry of the previous Response to Restriction. The Examiner indicated that she would then enter the Response to Restriction and that no Extension of Time was required.

Accordingly, Applicants respectfully request that the Response to Restriction filed January 28, 2010 be entered.

Applicants acknowledge that the present application must conform to the Sequence Rules and will make the appropriate amendments to satisfy the requirements of 37 C.F.R. §§ 1.821-1.825.

Should there be any matters that need to be resolved in the present application the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

The Commissioner is hereby authorized in this, concurrent, and future submissions, to charge any deficiency or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

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